

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING RIGHT OF WAY AND A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT TO THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR ROAD WIDENING, RECONSTRUCTION, AND REALIGNMENT OF DONALD LEE HOLLOWELL PARKWAY/BANKHEAD HIGHWAY/SR 8/US 278 FROM PROCTOR CREEK TO ETHERIDGE STREET, IN FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) is the owner of a tract of land in Fulton County, Georgia, known as Donald Lee Hollowell Parkway/Bankhead Highway/SR 8/US 78/US 278 from Proctor Creek to Etheridge Street; and

WHEREAS, the Georgia Department of Transportation (“GDOT”) desires to widen, reconstruct, and realign Donald Lee Hollowell Parkway/Bankhead Highway/SR 8/US 78/US 278 from Proctor Creek to Etheridge Street (“DL Hollowell”); and

WHEREAS, GDOT has requested that the City quitclaim right of way and temporary construction easement of the DL Hollowell; and

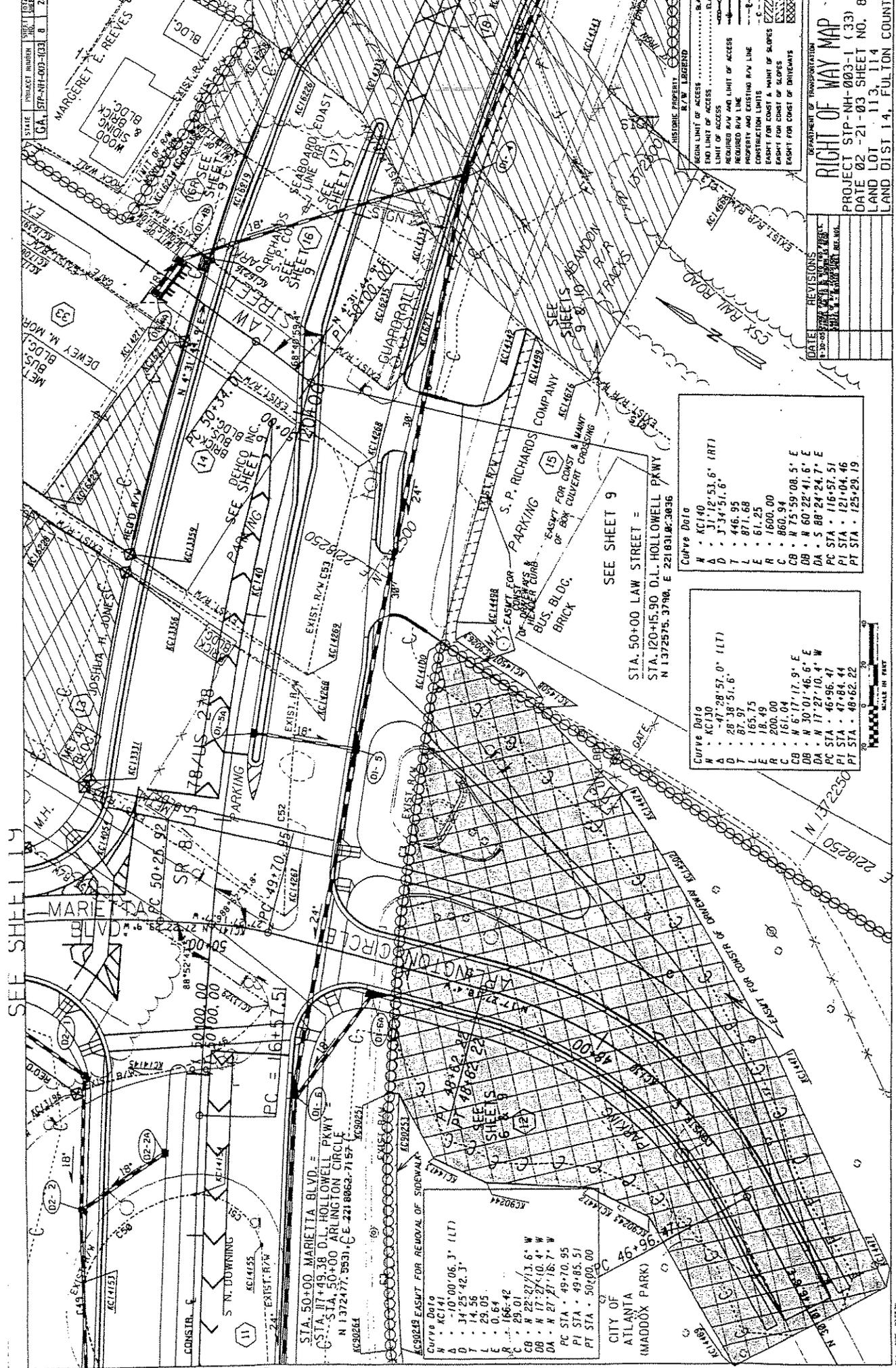
WHEREAS, the Commissioner of the Department of Public Works recommends that the City execute a quitclaim deed conveying right of way and a temporary construction easement to GDOT.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute a quitclaim deed conveying right of way and a temporary construction easement to the Georgia Department of Transportation (“GDOT”) of Donald Lee Hollowell Parkway/Bankhead Highway/SR 8/US 78/US 278 from Proctor Creek to Etheridge Street, in Fulton County, Georgia, Exhibit “B” attached.

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare an appropriate Agreement, in consideration for the sum of One Dollar and No Cents (\$1.00) plus other good and valuable considerations, for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Agreement will not be binding on the City and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to the GDOT.

STATE PROJECT NUMBER SHEET NO. DATE
 GA, STP-NH-003-(33) 8 21



LEGEND
 BEGIN LIMIT OF ACCESS
 END LIMIT OF ACCESS
 REQUIRED ROW AND LIMIT OF ACCESS
 PROPERTY AND EXISTING R/W LINE
 CONSTRUCTION LIMITS
 EASMENT FOR CONST. & MAINT. OF SLOPES
 EASMENT FOR COAST OF SLOPES
 EASMENT FOR COAST OF DRAINAGE

RIGHT OF WAY MAP
 PROJECT STP-NH-003-1 (33)
 DATE 02-21-03 SHEET NO. 8
 LAND LOT 113, 114
 LAND DIST 14, FULTON COUNTY

Curve Data

N	KC140
A	31°12'53.6" (RT)
D	3°34'51.6"
T	446.95
L	871.68
E	61.25
R	1600.00
C	860.94
CB	N 75°59'08.5" E
DB	N 60°20'46.6" E
DA	S 88°24'24.7" E
PC STA	116+57.51
PI STA	121+04.46
PT STA	125+29.19

Curve Data

N	KC130
A	47°28'57.0" (LT)
D	28°38'51.6"
T	87.97
L	165.75
E	18.49
R	200.00
C	161.04
CB	N 6°17'17.9" E
DB	N 30°01'46.6" E
DA	N 17°27'10.4" W
PC STA	46+96.47
PI STA	47+84.44
PT STA	48+62.22

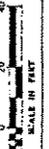
AC30264

AC30265 EASMT FOR REMOVAL OF SIDEWALK

Curve Data

N	KC141
A	10°00'06.3" (LT)
D	34°25'42.3"
T	14.56
L	29.05
E	0.64
R	166.42
C	29.01
CB	N 22°27'13.6" W
DB	N 17°27'10.4" W
DA	N 27°27'16.7" W
PC STA	49+70.95
PI STA	49+05.51
PT STA	50+00.00

STA. 50+00 LAW STREET =
 STA. 120+15.90 D.L. HOLLOWELL PKWY
 N 1372575.3790, E 2216318.3636



EXHIBIT

PROPOSED HIGHWAY R/W PLANS

11-Feb-2003 10:08:23
 W:\2003\14\15\03\14-003-1-33

**GEORGIA DEPARTMENT OF TRANSPORTATION
Office of Right of Way
5025 New Peachtree Road, Chamblee, Ga 30341
CONSTRUCTION EASEMENT**

GEORGIA, FULTON COUNTY

**PROJECT NO. STP-NH-003-1(33)
P.I. NO. 720570**

THIS CONVEYANCE made and executed the _____ day of _____, 20_____.

WHEREAS, the Department of Transportation desires to **widen, reconstruct and realign DL Hollowell Parkway/Bankhead Highway/SR 8/US 78/US 278 from Proctor Creek to Etheridge St. known as Project No. STP-NH-003-1(33) and P. I. No. 720570.**

NOW, THEREFORE, for value received, **The City of Atlanta, a municipal corporation**, does hereby grant to the Department of Transportation the right to execute certain construction over and upon my land abutting on and adjacent to the right of way in such manner as said Department may deem proper to support or accommodate the improvement of said road, including the right to slope the adjacent ground to tie in with roadway or sidewalk elevations, and to remove any required sidewalk within the easement areas shown colored green on the attached plat dated the 2nd day of February, 2003 and last revised August 30, 2005. Slopes will remain in place and the Department of Transportation will cease to maintain slopes upon completion and final acceptance of the project by the Georgia Department of Transportation.

Grantor, in addition to the above, hereby expressly grant to the Department of Transportation, its successors and assigns, the right to demolish and remove in their entirety all buildings, walls, fences, gates, signs or any other improvements or structures of any nature or description, lying wholly or partially situated within the easement area, and the right to enter upon the adjacent lands not included in said required easement for the purpose of removing or demolishing such improvements.

This easement becomes effective at the beginning of construction of the above numbered project and will expire upon completion and final acceptance of said project by the Department of Transportation.

Parcel No. 12

For the same consideration I hereby convey and relinquish to the Department of Transportation all rights of access between the proposed highway and approaches thereto on the above numbered highway project and my remaining real property from which said construction easement is taken as shown on the attached plat prepared by the Department of Transportation.

I hereby warrant that I have the right to sell and convey said land and bind, myself, my heirs, executors and administrators forever and defend by virtue of these presents.

In Witnesseth whereof, I have hereunto set my hand and seal the day above written.

The City of Atlanta, a municipal corporation

Signed, Sealed and Delivered this
____ day of _____
20 _____, in the presence

By: _____ (L.S.)
(Title)

Attest: _____ (L.S.)
(Title)

Witness

Notary Public



SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
675 PONCE DE LEON AVE, SUITE 800
ATLANTA, GEORGIA 30308
(404) 817-6788 -FAX (404) 817-6812
Internet Home Page: www.atlantaga.gov

Dianne Harnell Cohen
Commissioner
Department of Parks, Recreation and
Cultural Affairs

September 14, 2005

MEMORANDUM

TO: Adam Smith, Chief Procurement Officer
Department of Procurement

FROM: Dianne Harnell Cohen, Commissioner 

RE: DOT Project STP-NH-003-01 (33)
D.L. Hollowell Realignment (Maddox Park)

With respect to the GA DOT requests for fee simple property and easements in Maddox Park, we have no objection to completing the requests as documented in the plans accompanying your August 11th memorandum.

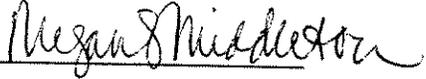
DHC:PT/pcj

cc: Sushma Dersch, Park Design
Jay Lowery, Parks Bureau
Michelle Wynn, Public Works

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Megan S. Middleton 

Contact Number: 6207

Originating Department: Public Works

Committee(s) of Purview: Finance/Executive

Council Deadline: August 15, 2006

Committee Meeting Date(s): August 29, 2006 Full Council Date: Sept. 5, 2006

Commissioner Signature 

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING RIGHT OF WAY AND A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT TO THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR ROAD WIDENING, RECONSTRUCTION, AND REALIGNMENT OF DONALD LEE HOLLOWELL PARKWAY/BANKHEAD HIGHWAY/SR 8/US 278 FROM PROCTOR CREEK TO ETHERIDGE STREET, IN FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any) \$0.00

Mayor's Staff Only

Received by Mayor's Office: 8.17.06  Reviewed by: _____
(date)

Submitted to Council: _____
(date)